



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chi Yung Fu
Ser. No.: 10/087,049
Filed: 03/02/2002
For: Non-Invasive Diagnostic and Monitoring
System Based on Odor Detection

Group No: 1631
Examiner: C.D. Ly

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Commissioner of Patents and Trademarks
Washington, DC 20231

RECEIVED

AUG 25 2003

TECH CENTER 1600/2900

In response to the Restriction/Election Requirement of 06/16/2003, Applicant elects Invention I, Claims 1-28, 30; living humans of Species A, staphylococcus aureus of subspecies A1; diabetes of Species B; and acetone of Species C. Claims 1-6, 10, 23-25, 27-28, 30 are generic to and read on the elected Species A and Claims 7-8, 11-22 specifically read on the elected Species A. Claims 1-7, 10-15, 23-25, 27-28, 30 are generic to and read on the elected Species A1. Claims 1-8, 10-15, 22-25, 27-28 are generic to and read on the elected Species B and Claims 16-21 specifically read on the elected Species B. Claims 1-28, 30 are generic to and read on the elected Species C.

CERTIFICATE OF MAILING

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date:

8/14/03

By:

Chi Yung Fu

REMARKS

Restriction is required between Invention I, Claims 1-28, 30 and Invention II, Claim 29. Applicant elects Invention I.

Election is required between entity Species A of claim 6 and organism Subspecies A1 of Claim 30; and between medical condition Species B of Claim 8; and between marker Species C of Claim 21. Applicant elects the species indicated above.

A petition and fee for extension of time is enclosed herewith.

Any telephonic communications regarding this response should be directed to Applicant at (415) 824-5729.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Chi Yung Fu', is written over the printed name.

Chi Yung Fu

Dated: August 18, 2003